

Ohio EPA

US EPA RECORDS CENTER REGION 5



454827

Re: Verified Complaint  
Inland Reclamation Company  
Results of Investigation

Jack  
Lynn  
file

Ohio Environmental Protection Agency  
ENTERED DIRECTOR'S JOURNAL

CERTIFIED MAIL

Mr. John D. Brown  
Brown, Makee, Strangward and Ward  
922 Leader Building  
Cleveland, Ohio 44114

AUG 7 1980

August 7, 1980

Dear Mr. Brown:

The Verified Complaint received by the Ohio Environmental Protection Agency (Agency) on June 10, 1980, was investigated by personnel from the Northeast District Office on June 17, 1980. The substance of your concerns relate to the establishment of a maximum height of 1025 feet above mean sea level, as specified in the Final Grading Plan of the 1970 approved plans of Inland Reclamation Company (formerly Testa Bros., Inc.) for the landfill located at 6705 Richmond Road, Glenwillow, Ohio. The Verified Complaint alleged that on or about February 5, 1980, the elevation of the landfill was measured at 1031.18 feet above mean sea level, thereby violating the approved plans.

Pursuant to investigation it was determined that the surveyor's measurement of 1031.18 feet above mean sea level was taken atop cover material which was stockpiled for use on a nearby finished area of the landfill and does not accurately reflect the true elevation of current or future deposited waste and the regulatory appropriate cover material therefor. The district sanitarian has confirmed that there is not probable cause to believe that the Final Grading Plan of the 1970 approved plans are or will be, violated. Therefore, pursuant to Section 3745.08 of the Revised Code, the above-referenced Verified Complaint is hereby ordered DISMISSED.

PURSUANT TO STATUTORY REQUIREMENT, YOU ARE HEREBY NOTIFIED THAT: This action of the Director is final and may be appealed to the Environmental Board of Review pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Board of Review within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency and the Environmental Law Section of the Office of the Attorney General within three (3) days of filing at the following address:

Environmental Board of Review  
Suite 123  
240 Parsons Avenue  
Columbus, Ohio 43215

The Agency appreciates your active interest in environmental matters. If you have any questions concerning this matter, please do not hesitate to contact the Office of Land Pollution Control at (614) 466-8934.

Very truly yours,

James F. McAvoy  
Director

cc: Village of Glenwillow, Ohio

I certify this to be a true and accurate copy of the official document as filed in the records of the Ohio Environmental Protection Agency.

By: Divian Davis Date: 8/7/80